



UNITED STATES GOVERNMENT  
**NATIONAL LABOR RELATIONS BOARD**  
FREEDOM OF INFORMATION ACT BRANCH  
Washington, D.C. 20570

Via email

April 28, 2023

Re: FOIA Request NLRB-2023-001316

Dear Miss Jessica M. Cuellar Avalos:

This is in response to your request, under the Freedom of Information Act (FOIA), 5 U.S.C. § 552, received on April 25, 2023, in which you indicate you are seeking evidence proving a criminal dismissal from U.S. Customs & Border Protection (Department of Homeland Security). You indicate you seek this record in order to provide it to the United States Embassy in Guatemala. You assumed financial responsibility for the processing of your request in the amount of \$37.00.

We acknowledged your request on April 25, 2023.

Your request is being administratively closed, as explained below.

Under NLRB Rules and Regulations, 29 C.F.R. § 102.117(c)(1), a FOIA request must be in writing and must reasonably describe records sought in a manner to permit their identification and location in the Agency's casehandling systems.

Please note, the National Labor Relations Board is responsible for effectuating the National Labor Relations Act, which governs the relationship between employees, employers, and unions and protects the rights of employees to engage in collective action to change their working conditions or to seek union representation. As such, the NLRB does not maintain records relating to criminal dismissals by the U.S. Customs & Border Protection (Department of Homeland Security). For these reasons, we have determined that this is an improper FOIA request to the NLRB, and we are closing your request.

This administrative closure is not an adverse determination. If in the future you wish to obtain NLRB records, you will have to submit a new FOIA request that reasonably describes the records sought and includes an assumption of financial responsibility.

You may contact Teresita Sanabria, the FOIA Specialist who handled your request, at (202) 273-4000 or by email at [Teresita.Sanabria@nrlb.gov](mailto:Teresita.Sanabria@nrlb.gov), as well as the Agency's FOIA Public Liaison, for any further assistance and/or to discuss

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any aspect of your request. The FOIA Public Liaison, in addition to the FOIA Specialist, can further explain responsive and releasable agency records, suggest agency offices that may have responsive records, and/or discuss how to narrow the scope of a request in order to minimize fees and processing times.

The contact information for the FOIA Public Liaison is:

Kristine M. Minami, FOIA Public Liaison  
National Labor Relations Board  
1015 Half Street, S.E., 4<sup>th</sup> Floor  
Washington, D.C. 20570  
Email: FOIAPublicLiaison@nrlb.gov  
Telephone: (202) 273-0902  
Fax: (202) 273-FOIA (3642)

After first contacting the Agency, you may additionally contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA dispute resolution services it offers. The contact information for OGIS is:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, Maryland 20740-6001  
Email: ogis@nara.gov  
Telephone: (202) 741-5770  
Toll free: (877) 684-6448  
Fax: (202) 741-5769

Sincerely,

*/s/ Synta E. Keeling*

Synta E. Keeling  
FOIA Officer